

UNITED STATES COURT OF APPEALS

DISTRICT OF COLUMBIA CIRCUIT

333 Constitution Avenue, NW
 Washington, DC 20001-2866
 Phone: 202-216-7000 | Facsimile: 202-219-8530

AGENCY DOCKETING STATEMENT

Administrative Agency Review Proceedings (To be completed by appellant/petitioner)

1. CASE NO. 14-1305 2. DATE DOCKETED: 12/30/2014
3. CASE NAME (lead parties only) Marquez Brothers Enterprises v. National Labor Relations Board
4. TYPE OF CASE: ☐ Review ☒ Appeal ☐ Enforcement ☐ Complaint ☐ Tax Court
5. IS THIS CASE REQUIRED BY STATUTE TO BE EXPEDITED? ☐ Yes ☒ No
 If YES, cite statute _____
6. CASE INFORMATION:
- a. Identify agency whose order is to be reviewed: National Labor Relations Board
- b. Give agency docket or order number(s): Case Nos. 21-CA-039581; 21-CA-039609
- c. Give date(s) of order(s): June 25, 2012 and December 16, 2014
- d. Has a request for rehearing or reconsideration been filed at the agency? ☐ Yes ☒ No
 If so, when was it filled? _____ By whom? _____
 Has the agency acted? ☐ Yes ☐ No If so, when? _____
- e. Identify the basis of appellant's/petitioner's claim of standing. See D.C. Cir. Rule 15(c)(2):
Petitioner is the entity which is the subject of the decision and order of the National Labor Relations Board, finding an unfair labor practice and ordering relief, as to which the petitioner was docketed and is a person aggrieved under 29 U.S.C. § 160(f)
- f. Are any other cases involving the same underlying agency order pending in this Court or any other? ☐ Yes ☒ No If YES, identify case name(s), docket number(s), and court(s) _____
- g. Are any other cases, to counsel's knowledge, pending before the agency, this Court, another Circuit Court, or the Supreme Court which involve *substantially the same issues* as the instant case presents? ☐ Yes ☒ No If YES, give case name(s) and number(s) of these cases and identify court/agency: _____
- h. Have the parties attempted to resolve the issues in this case through arbitration, mediation, or any other alternative for dispute resolution? ☐ Yes ☒ No If YES, provide program name and participation dates. _____

Signature /s/ Matthew F. Nieman Date 2/4/2015

Name of Counsel for Appellant/Petitioner Matthew F. Nieman

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ATTACH A CERTIFICATE OF SERVICE

Note: If counsel for any other party believes that the information submitted is inaccurate or incomplete, counsel may so advise the Clerk within 7 calendar days by letter, with copies to all other parties, specifically referring to the challenged statement.

**United States Court of Appeals
for the District of Columbia Circuit**
Marquez Brothers Enterprises, v. NLRB, No. 14-1305

CERTIFICATE OF SERVICE

I, Robyn Cocho, being duly sworn according to law and being over the age of 18, upon my oath depose and say that:

Counsel Press was retained by JACKSON LEWIS PC, Attorneys for Petitioner to print this document. I am an employee of Counsel Press.

On **February 4, 2015**, Counsel for Petitioner has authorized me to electronically file the foregoing **Docketing Statement** with the Clerk of Court using the CM/ECF System, which will serve, via e-mail notice of such filing, to any of the following counsel registered as CM/ECF users:

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A courtesy copy has also been mailed to the above listed counsel on this date.

February 4, 2015

/s/ Robyn Cocho
Robyn Cocho
Counsel Press